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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/052,528
Filing Date	01/17/2002
First Named Inventor	Edward E. Elson
Art Unit	3763
Examiner Name	Rodriguez, Cris L.
Attorney Docket Number	0229
Total Number of Pages in This Submission	4

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gene W. Arant
Signature	<i>Gene W. Arant</i>
Date	June 17, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Shirley Dunne		
Signature	<i>Shirley Dunne</i>	Date	06/17/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**STATEMENT UNDER RULE 1.178
Of Lost Patent**

Attached to my Statement are the Declarations of Sharron W. Walker and Shirley Dunne. Both Ms. Walker and Ms. Dunne state they have made a thorough search of their separate office files and are unable to locate the original Letters Patent, No. 6,015,397 in any relevant file where it might possibly be located. Additionally, I have inquired of Mr. Lawrence Koh, the owner of and Applicant in this reissue application, as to the possible location of the original patent. Mr. Koh has also been unable to locate the patent.

I had moved my office from California to Oregon several months after the original patent was issued, and hence there is a possibility that the original patent was lost during that process. At the present time it does appear to be lost.

All statements made herein are of my personal own knowledge are true and all statements made on information and belief are believed to be true; and further, all of the statements herein were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the U.S. Code and that such willful false statements may jeopardize the validity of the application or document or any registration/issuance resulting therefrom.

17 June 2004
Date


Gene W. Arant
Attorney for Applicant

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